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IN THE HON'BLE HIGH COURT OF CHHATTISGARH

AT BILASPUR

M.A. NO. 875 **/ 2006** **[S.B.]** **Single Bench**

(APPEAL UNDER ORDER 43 RULE 1(r) C.P.C., 1908 AGAINST APPELABLE ORDER.)

APPELLANT : DEFENDANT — ANIL KUMAR PATHAK,
S/O Suraj prasad, age. 47yrs.,
R/O Sunder-Nagar, Raipur.
Tah. & Distt. Raipur.

V/S

RESPONDENT : PLAINTIFF — SATRUHAN LAL DEWANGAN,
S/O Late Shri. Govind Lal Dewangan,
Age.55 yrs. R/O Through: Jagdish Kirana store,
Ama-para , Bramhan Para, Ward: no.58,
Raipur, Tah. & Distt. Raipur.

APPEAL UNDER ORDER 43 RULE 1(r) C.P.C., 1908 AGAINST

appealable at Rs. 91500/-

XI-HC-78

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

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मामला क्रमांक M.A. No. 875 सन् 200 6

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश
	04/12/2006 Shri Amiyakant Tiwari, counsel for the appellant. Shri Sanjay Kumar Agrawal, counsel for respondent. Shri Amiyakant Tiwari, learned counsel for the appellant seeks permission to withdraw this Miscellaneous Appeal No. 875/2006 with a request that a direction be issued to the Lower Court for expeditiously deciding the Civil Suit No. 2-A/2006 preferably within a period of three months. Shri Sanjay Kumar Agrawal, learned counsel for the respondent/plaintiff has absolutely no objection. On the contrary, he submits that the respondent/ plaintiff shall fully cooperate in early adjudication of the matter before the Lower Court. In this view of the matter, learned lower court is directed to dispose of the Civil Suit No. 2-A/2006 on merits, expeditiously preferably within a period of three months from today without being influenced in any manner by withdrawal of this Miscellaneous Appeal by the appellant/defendant. This Misc. Appeal No. 875/2006 is dismissed as withdrawn In view of above, I.A. No. 3802/2006 and I.A. No. 4003/2006, which are applications for taking documents on record also stand disposed of. C.C. as per rules. A copy of this order be sent to the Lower Court forthwith. Sd/- V.K.Shrivastava Judge	

Kvr

P.T.O.

8/12/2006